## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

WILLIAM KLEIN,	*	
	:	Case No. 12 Civ. 1190 (KPF)
Plaintiff,	:	ECF Case
	:	
<b>v.</b>	:	
	:	AFFIDAVIT OF
TORREY POINT GROUP, LLC,	:	<b>LINDSAY F. DITLOW</b>
	:	
Defendant.	:	
	:	

STATE OF NEW YORK ) ss:
COUNTY OF NEW YORK )

## **LINDSAY F. DITLOW**, being duly sworn deposes and says:

- 1. I make this affidavit to place certain documents before the Court in support of defendant Torrey Point Group, LLC's ("Torrey Point") motion for summary judgment.
- 2. Attached hereto as Exhibit A is a true and correct copy of the Torrey Point "Inside Account Manager -- Job Description."
- 3. Attached hereto as Exhibit B is a true and correct copy of the "Inside sales Sales Order Process once PO is received" distributed by Torrey Point.
- 4. Attached hereto as Exhibit C is a true and correct copy of excerpts from the November 6, 2012 deposition testimony of William Klein.
- 5. Attached hereto as Exhibit D is a true and correct copy of excerpts from the November 6, 2012 deposition testimony of Justin Young.
- 6. Attached hereto as Exhibit E is a true and correct copy of the Separation Agreement and General Release dated October 5, 2011 which was presented to plaintiff at the time of his discharge from Torrey Point.

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7. Attached hereto as Exhibit F is a true and correct copy of Amended Objections and Responses of Defendant Torrey Point Group, LLC to Plaintiff's First Set of Interrogatories, dated October 16, 2012.

Dated: New York, New York July 18, 2013

Lindsay F. Ditlow

Sworn to before me this 18<sup>th</sup> day of July, 2013

Notary Public

JUDITH L. STRIGARO NOTARY PUBLIC, State of New York No. 01ST4684806 Qualified in New York County Commission Expires Feb. 28, 2015